

09-16-05

R&A
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Date of Deposit: September 15, 2005

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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: ANDREW W. BLACKETT et al.

Appln. No.: 09/896,570

Filed: June 29, 2001

For: COMMUNICATIONS ARCHITECTURE
FOR INTELLIGENT ELECTRONIC
DEVICES

Examiner: Felix E. Suarez

Art Unit: 2857

Attorney Docket No: 6270/64

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Request for Review of Patent Term Adjustment, Exhibit A
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			X100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

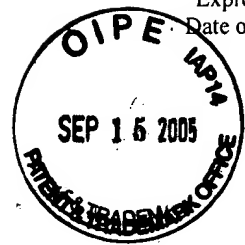
Respectfully submitted,

Scott A. Timmerman, Esq. (Reg. No. 55,678)

September 15, 2005

Date

"Express Mail" mailing label number EV 327107131 US
Date of deposit: September 15, 2005



Our Case No. 6270/64
(PML Case No. 300064)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Andrew W. Blackett et. al.)	
)	Examiner: Felix E. Suarez
Serial No. 09/896,570)	
)	Group Art Unit No. 2857
Filing Date: June 29, 2001)	
)	
Title: COMMUNICATIONS ARCHITECTURE)	
FOR INTELLIGENT ELECTRONIC)	
DEVICES)	

REQUEST FOR REVIEW OF PATENT TERM ADJUSTMENT

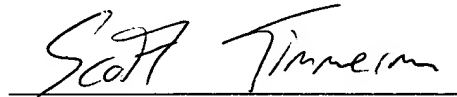
Mail Stop Patent Ext.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir or Madam:

It has recently come to our attention that there may be an error in the patent term adjustment calculated by the U.S. Patent and Trademark Office for the above-referenced patent. Specifically, the patent term adjustment pursuant to 35 U.S.C. 154(b) that is indicated on the front of the patent as 119 days may extend the term of this patent by too many days. Please review the calculation of the patent term adjustment and make corrections using a certificate of correction if necessary.

The Patent Term Adjustment was incorrectly calculated because the date recorded for our Response to Correct Drawings was improperly recorded in the PAIR system as May 30, 2005, rather than March 30, 2005. The Notice to Correct Drawings and subsequent Response are attached to this document as Exhibit A. The U.S. Patent and Trademark Office listed 107 days of applicant delay from May 30, 2005 until the issue date of September 13, 2005. However, the Response was filed on March 30, 2005, not May 30, 2005.

Respectfully submitted,

A handwritten signature in black ink, reading "Scott Timmerman", written over a horizontal line.

Scott A. Timmerman
Registration No. 55,678
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER 09/896,570	FILING/RECEIPT DATE 06/29/01	FIRST NAMES APPLICANT Andrew W. Blackett	ATTORNEY DOCKET NUMBER 6270/64
---	--	--	--

BRINKS HOFFER GILSON & LIONE/PML
PO BOX 10395
CHICAGO, IL 60610

Examiner
SUAREZ
Art Unit
2857

Paper Number

Date Mailed: 03-24-05

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 09/24/01 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

RETURN CORRECTED DRAWINGS TO:

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

ANHDAO DOAN
703 - 305 - 0333 Ext. 136

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 9/24/01 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.
 B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. **DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

☐ Color drawings are not acceptable until petition is granted. Fig(s) _____
☐ Pencil and non black ink not permitted. Fig(s) _____

2. **PHOTOGRAPHS.** 37 CFR 1.84(b)

☐ One (1) full-tone set is required. Fig(s) _____
☐ Photographs may not be mounted. 37 CFR 1.84(c)
☐ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____
☐ Poor quality (half-tone). Fig(s) _____

3. **TYPE OF PAPER.** 37 CFR 1.84(e)

☐ Paper not flexible, strong, white, and durable. Fig(s) _____

☒ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) 25

4. **SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or
 21.6 cm by 27.9 cm (8 1/2 x 11 inches)
☐ All drawing sheets not the same size. Sheet(s) _____
☐ Drawings sheets not an acceptable size. Fig(s) _____

5. **MARGINS.** 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm
☐ Margins not acceptable. Fig(s) _____
☐ Top (T) ☐ Left (L)
☐ Right (R) ☐ Bottom (B)

6. **VIEWS.** 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

☐ Views not labeled separately or properly. Fig(s) _____

7. **SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)

☐ Sectional designation should be noted with Arabic or Roman numbers. Fig(s) _____

8. **ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)

☐ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. **SCALE.** 37 CFR 1.84(k)

☐ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) _____

10. **CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)

☒ Lines, numbers & letters not uniformly thick and well defined, clean, usable, and black (poor line quality). Fig(s) 25

11. **SHADING.** 37 CFR 1.84(m)

☐ Solid black areas pale. Fig(s) _____
☐ Solid black shading not permitted. Fig(s) _____

12. **NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)

☐ Numbers and reference characters not plain and legible. Fig(s) _____
☐ Figure legends are poor. Fig(s) _____
☐ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____
☐ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____
☐ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____

13. **LEAD LINES.** 37 CFR 1.84(q)

☐ Lead lines missing. Fig(s) _____

14. **NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)

☐ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. **NUMBERING OF VIEWS.** 37 CFR 1.84(u)

☐ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. **DESIGN DRAWINGS.** 37 CFR 1.152

☐ Surface shading shown not appropriate. Fig(s) _____
☐ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS:

Reviewer A.D.

If you have questions, call (703) 305-8404.

Date 3/23/05

Attachment to Paper No. _____

PRINTER RUSH
(PTO ASSISTANCE)

Application : 09/896570 Examiner : HOFF GAU : 2857
From : BW Location : IDC FMF FDC Date : 3/17/05
Tracking # : 6062362 Week Date : 1/3/05

DOC CODE	DOC DATE	MISCELLANEOUS
<input type="checkbox"/> 1449		<input type="checkbox"/> Continuing Data
<input type="checkbox"/> IDS		<input type="checkbox"/> Foreign Priority
<input type="checkbox"/> CLM		<input type="checkbox"/> Document Legibility
<input type="checkbox"/> IIFW		<input type="checkbox"/> Fees
<input type="checkbox"/> SRFW		<input type="checkbox"/> Other
<input checked="" type="checkbox"/> DRW	<u>9/24/01</u>	
<input type="checkbox"/> OATH		
<input type="checkbox"/> 312		
<input type="checkbox"/> SPEC		

[RUSH] MESSAGE: FIG. 2B illegible. Please supply
legible copy.

Thank you

[XRUSH] RESPONSE: _____

PTO 948 is issued. Requesting new drawing.

INITIALS: AD

NOTE: This form will be included as part of the official USPTO record, with the Response document coded as XRUSH.

REV 10/04



U.S.P.S. EXPRESS MAIL "POST OFFICE TO ADDRESSEE" SERVICE
DEPOSIT INFORMATION

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Date of Deposit: March 30, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Andrew W. Blackett, et al.

Appln. No.: 09/896,570

Filed: June 29, 2001

For: COMMUNICATIONS ARCHITECTURE
FOR INTELLIGENT ELECTRONIC
DEVICES

Examiner: Felix E. Suarez

Art Unit: 2857

Attorney Docket No: 6270/64
(Client Ref. No. 300064)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Notice to Correct Drawing; Copy of Notice; Corrected Fig. 2B.
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		or	Not a Small Entity	
					Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

3/30/05
Date

James L. Katz (Reg. No. 42,711)



04-01-05

2857

Express Mail" mailing label number EV 326 038 695 US
Date of Deposit March 30, 2005

Our Case No.: 6270/64

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew W. Blackett et al.

Serial No.: 09/896,570

Filing Date: June 29, 2001

For: COMMUNICATIONS
ARCHITECTURE FOR
INTELLIGENT ELECTRONIC
DEVICES

Examiner: Felix E. Suárez

Group Art Unit No.: 2857

RESPONSE TO NOTICE TO CORRECT DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to Correct Drawings, enclosed is corrected Figure 2B (one (1) sheet of corrected drawing), labeled as a Replacement Sheet, along with a copy of the notice. Please replace current Figure 2B with corrected Figure 2B attached hereto.

Should there be any questions, the Examiner is invited to call the undersigned at (312) 321-7739.

Respectfully submitted,


James L. Katz
Registration No. 42,711
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200

Figure 2b

